

REMARKS

Claims 1-14 are pending in the application. Claims 1, 3, 4, 5, 6, 8, 9, 13 and 14 are currently amended. Claims 15-33 are cancelled. The current amendments to the claims correct formal matters only raised by the Examiner. The Amendments are marked up to show all the change relative to the original issued claims according to 37 CFR 1.173(b). There is no new matter. There is no matter added to the claims that requires a showing of identification of support in the specification. The Specification has also been amended to correct a prior amendment of the figure description as requested by the Examiner.

If any additional amendments as to form are required by the Examiner or Quality Control, it is respectfully requested that the undersigned attorney be called and an Examiner's amendment be proposed given the long pendency of this application and the various interpretation of the rules by different examiners during the prosecution of this application.

The Examiner has indicated in the outstanding Office Action of May 15, 2008 that original claim 11 is a duplicate of claim 7. The Declaration has been amended to reflect this error.

Declaration:

Submitted herewith is a Reissue application Declaration under 37 CFR § 1.172 and 1.175 signed by the Assignee. The Examiner has indicated that the amendments that are present do not seek to enlarge the scope of any of the claims of the original patent. Therefore, under 37 CFR § 1.172(a) the supplemental reissue declaration is signed by the Assignee of the entire interest in the patent.

The assignee of the entire interest in the present reissue application and United States Letters patent No. 5,762,965, as indicated in assignment recorded on Reel #008353, Frame # 0262, recorded on February 18, 1997 is the United States Government, as represented by the Secretary of the Army. 37 CFR §3.73(b)

The person signing on behalf of the Assignee is Elizabeth Arwine, Office of Staff Judge Advocate, U.S. Army Medical Research and Materiel Command, a person with authority to act on behalf of the United States Government, as represented by the Secretary of the Army.

It is now believed that all of the rejections have been addressed and are overcome.

Reconsideration and allowance are respectfully requested.

Respectfully submitted,



Caroline M. Nash

For: Elizabeth Arwine, Reg. No. 45,867
Attorney for Applicant
U.S. Army Medical Research and Materiel
Command, Attn: MCMR-JA
521 Scott Street
Fort Detrick, Maryland 21702

Date: September 4, 2008

Caroline M. Nash, Reg. No. 36, 329
Nash & Titus, LLC
21402 Unison Road
Middleburg, VA 20117
(540) 554-4551
(540) 554-4552 fax